

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

PixFusion LLC

SUMMONS IN A CIVIL ACTION

V.

FunnyBit Studios, LLC

CASE NUMBER: 07 CIV 9733

TO: (Name and address of Defendant)

FunnyBit Studios, LLC
4417 Delaina Drive
Flower Mound, Texas 75022

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Marc A. Lieberstein, Esq.
John L. Dauer, Jr., Esq.
Day Pitney LLP
7 Times Square
New York, NY 10036
(212) 297-5800

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

NOV 02 2007

CLERK

DATE

(By) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER (<i>PRINT</i>)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ Date _____ Signature of Server _____</p> <p style="text-align: center;">_____ Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.



DLS

Demovsky Lawyer Service

Premier Nationwide Document Retrieval
and Process Service Company

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
PIXFUSION, LLC,

Plaintiff(s),

Index No. 07 CIV 9733

-against-

AFFIDAVIT OF SERVICE

FUNNYBIT STUDIOS, LLC,

Defendant(s).

-----X
STATE OF TEXAS)

S.S.:

COUNTY OF DALLAS)

Emilio Herrera, Jr.

, being duly sworn, deposes and says that he/she is over the
age of eighteen years, is an agent of the attorney service, D.L.S., Inc., and is not a party to this
action.


That on the 26th day of February, 2008, at approximately the time of 7:38 pm
deponent served a true copy of the SUMMONS, COMPLAINT, CIVIL COVER SHEET, RULE
7.1 STATEMENT, JUDGES RULES & MAGISTRATES RULES upon FunnyBit Studios, LLC
at 4417 Delania Drive, Flower Mound, TX 75022, by personally delivering and leaving the same
with Matt Whitten who informed deponent that he holds the
position of Owner with that company and is authorized by law to receive service at that address.

Matt Whitten is a White male, approximately 30 years of
age, stands approximately 6 feet 1 inches tall, weighs approximately 200 pounds with brown
hair.


PROCESS SERVER

Emilio Herrera, Jr.
Supreme Court No. SC000000610

Sworn to before me this
27th day of February, 2008


NOTARY PUBLIC

